

Fire Safety Code Board

Of Appeal & Review

Minutes of March 24, 2009 hearing

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, March 24, 2009 at 1:00 P.M. Present were Vice Chairman Newbrook and Commissioners Richard, Preiss, Blackburn, Walker, Dias and Filippi. Chairman Coutu and Commissioners Pearson, Jasparro and Jackson were absent from the hearing. Also present were Executive Director Thomas B. Coffey, Jr. and Administrative Assistant Desiree Campanini. The following cases were heard.

APPEAL #060603: Dr. Joseph A. Russo, for the property located at 2148 Mineral Spring Avenue, north Providence. ADSFM Gregory Unsworth appeared for the north Providence Fire Marshal's office. Commissioner Walker made a motion, seconded by Commissioner Richard, to grant a variance to maintain the existing fire alarm system, limiting the variance to the current occupant only, and pursuant to the Applicant's limiting his operation to the first floor only. There shall be no occupancy of the basement of this facility and no occupancy of the second floor of this facility, the second floor to be sealed off. The Applicant indicated that he would comply with the installation of a key box. The motion passed over the objection of Commissioner Blackburn.

APPEAL #090088: Mr. John L. Ferreira, for the property located at the Rte. 6 and I-295 Interchange in Johnston. DSFM David Cionfolo appeared for the State Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the Applicant a variance not to install a fire alarm system in this unheated salt storage facility. The motion was unanimous.

APPEAL #060211: Mr. Harry Church, for the property located at 822 Anthony Road in Portsmouth. ADSFM Simmons and Chief Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Filippi, to grant the Applicant a variance from the provisions of section 6.1.14.4.1 since the Applicant cannot achieve a true two-hour separation, and noting that a master box will be installed in this facility. The motion was unanimous.

APPEAL #050227A: Town Manager William Sequino, Jr., for the property located at 111 Peirce street in East Greenwich. ADSFM Steven Hughes appeared for the East Greenwich Fire Marshal's office.

Vice Chairman Newbrook recused himself from this case and Commissioner Preiss acted as chair for this case. Commissioner Walker made a motion, seconded by Commissioner Dias, to grant the following relief. The Applicant is granted a variance to not install sprinklers in this facility, provided he submits a plan of action for any occupancy which exceeds the posted limit of 253 persons. The

motion passed over the opposition vote of Commissioner Blackburn.

APPEAL #070076: Ms. Christine Brennan, for the property located at 33 Prospect Avenue in Wakefield. ADSFM Christopher Heiner appeared for the Union Fire District Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of thirty days in which to submit plan for the correction of the deficiencies in this facility and an additional 120 days from the plan approval date in which to implement the plan. The Union Fire District Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts on the part of the Applicant. The motion was unanimous.

APPEAL #060808: Veterans of Foreign Wars Post 916, for the property located at 155 High Street in Wakefield. ADSFM Christopher Heiner and ADSFM Robert Emmott appeared for the Union Fire District Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the Applicant a variance to install a residential suppression system in this facility and grants a time variance of thirty days in which to have plans for the system submitted and approved and an additional 120 days in which to install the system. The motion was unanimous.

APPEAL #070098: Mr. John L. Sheldon III, for the property located at 349 Main Street in Wakefield. ADSFM Christopher Heiner appeared for the Union Fire District Fire Marshal's office. Commissioner Filippi

made a motion, seconded by Commissioner Walker, to grant the Applicant a variance to maintain the open interior stairway in this facility and a time variance of thirty days to submit plans for the correction of any outstanding deficiencies with an additional 120 days in which to make those corrections. The Union Fire District Fire Marshal's office is granted the authority to extend the above time line for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #060676: Mr. Daniel Grabowski, for the property located at 72 Kendrick Avenue, Woonsocket. DSFM Arthur DaCosta appeared for the State Fire Marshal's office. It was determined that an on-site inspection of this facility would be conducted on Tuesday, March 31, 2009 at 10:00 am. No determination was made at this time.

APPEAL #060840, 060897: Mr. Stanley Nyzio, for the property located at 62 Dodge Street in Block Island. DSFM Arthur DaCosta and DSFM Dennis McGarty appeared for the State Fire Marshal's office. Commissioners Filippi and Dias recused themselves from this case. Commissioner Blackburn made a motion, seconded by Commissioner Walker, to correct all the outstanding deficiencies in Gables I and Gables II, excepting the sprinkler system, prior to reopening in May of 2009. The compliant sprinkler systems will be installed in Gables I and Gables II on or before May 31, 2010. The State Fire Marshal's office may extend the above timelines for good faith efforts being made by the Applicant. The motion was

unanimous.